

PTO/SB/21 (09-04)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/617946	
	Filing Date	July 11, 2003	
	First Named Inventor	Richard F. Gladney	
	Art Unit	3673	
	Examiner Name	R. G. Santos	
Total Number of Pages in This Submission	13	Attorney Docket Number	SMCY-P01-085

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form SB/17 (1 pg)	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	IDS Form SB/08 (1 page);
<input checked="" type="checkbox"/> Information Disclosure Statement (2 pages)	<input type="checkbox"/> CD, Number of CD(s) _____	Reference attached (BA), and
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	Return Receipt Postcard
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	ROPES & GRAY LLP		
Signature			
Printed name	Wolfgang E. Stutius		
Date	MARCH 1, 2005	Reg. No.	40,256

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Dated: <u>MARCH 1, 2005</u>	Signature: (Judith A. Herrick)



FEE TRANSMITTAL For FY 2005 <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Complete if Known		
		Application Number	10/617946	
		Filing Date	July 11, 2003	
		First Named Inventor	Richard F. Gladney	
		Examiner Name	R. G. Santos	
TOTAL AMOUNT OF PAYMENT (\$)		180.00	Art Unit	3673
			Attorney Docket No.	SMCY-P01-085

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 18-1945 Deposit Account Name: Ropes & Gray LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)

4. OTHER FEE(S)

Description	Fee (\$)	Fees Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)		
Other (e.g., late filing surcharge): 1806 Submission of an Information Disclosure Statement	180.00	

SUBMITTED BY			
Signature		Registration No. (Attorney/Agent)	40,256
Name (Print/Type)	Wolfgang E. Stutius	Telephone	(617) 951-7681
		Date	MARCH 1 2003

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Dated: March 1, 2003

Signature: (Judith A. Herrick)

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Dated: 9-1-2003

Signature

(Judith A. Herrick)

Docket No.: SMCY-P01-085
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Richard F. Gladney

Application No.: 10/617,946

Confirmation No.: 4482

Filed: July 11, 2003

Art Unit: 3673

For: PLASTIC MATTRESS FOUNDATION

Examiner: R. G. Santos

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Supplemental Information Disclosure Statement is filed more than three months after the U.S. filing date, OR more than three months after the date of entry of the national stage of a PCT application, AND after the mailing date of the first Office Action on the merits, whichever occurs first, but before the mailing date of a Final Office Action or Notice of Allowance (37 CFR 1.97(c)).

A copy of reference BA on the PTO/SB/08 is attached.

In accordance with 37 CFR 1.97(g), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h),

U.S. PATENT & TRADEMARK OFFICE 00000017 106946 10617946

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the filing of this Supplemental Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Supplemental Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

Please charge our Deposit Account No. 18-1945 in the amount of \$180.00 covering the fee set forth in 37 CFR 1.17(p). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 18-1945, under Order No. SMCY-P01-085.

Dated:

MARCH 1, 2005

Respectfully submitted,

By


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Registration No.: 40,256

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Substitute for form 1449A/B/PTO SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete If Known	
				Application Number	10/617,946
				Filing Date	July 11, 2003
				First Named Inventor	Richard F. Gladney
				Art Unit	3673
				Examiner Name	SANTOS, Robert G.
Sheet	1	of	1	Attorney Docket Number	SMCY-P01-085

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA	US-1,866,953	07-12-1932	SUSAN STEPHENS	
	AB	US-2,075,319	03-1937	WILKIE, FRANCIS J.	
	AC	US-2,508,506	05-1950	FRIDOLPH, ANNETTE E.	
	AD	US-2,687,537	08-1954	WALLACE et al.	
	AE	US-2,908,918	10-20-1959	HENRY HOPKES, JR.	
	AF	US-2003/0145377	08-2003	PAUL, STEWART	
	AG	US-2004/0128761	07-08-2004	JAMES GABOURY	
	AH	US-3,546,725	12-1970	TAMBASCIO, NICKOLAS A.	
	AI	US-3,585,356	06-1971	HALL, CHARLES P.	
	AJ	US-3,754,289	08-28-1973	EDWARD J. LARKIN	
	AK	US-3,768,106	10-30-1973	GORDON E. FITZGERALD	
	AL	US-4,103,375	08-01-1978	PHILIP J. SANTO	
	AM	US-4,476,595	10-16-1984	MINORU IKEDA	
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	AR	US-4,759,088	07-26-1988	ROBERT H. BROWN	
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	AU	US-5,099,529	03-31-1992	ROBERT F. ANDERSON	
	AV	US-5,161,271	11-10-1992	CARTER E. GRONBACH	
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	AX	US-5,564,960	10-15-1996	DENNIS A. UNDERHILL	
	AY	US-5,628,080	05-13-1997	MARK J. QUINTILE	
	AZ	US-5,701,033	12-30-1997	DANNY L. RUPE	
	AA2	US-5,888,508	01-12-1999	THOMAS M. STURTEVANT	
	AB2	US-6,108,834	08-29-2000	FRANK MAURO	
	AC2	US-6,292,960	09-25-2001	LARRY BOWLING	
	AD2	US-6,543,071	04-2003	LENNER, MARY JANE	
	AE2	US-6,615,425	09-09-2003	JOHN CANDELL	
	AF2	US-6,658,677	12-2003	PAUL, STEWART	
	AG2	US-6,785,920	09-07-2004	CESAR AMADOR	
	AH2	US-6,832,397	12-2004	GABOURY et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
	BA	GB-2 172 198 A	09-17-1986	ANTHONY COLLISON POOLE		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
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9663172

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Application No. (if known): 10/829,669

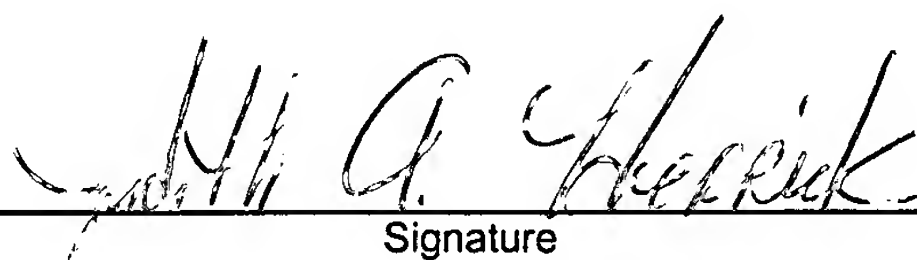
Attorney Docket No.: SMCY-P03-085

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on March 1, 2008
Date



Signature

Judith A. Herrick

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

IDS SB/08 (1 page)
Prior Art (BA) (7 pages)